

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

MAR 14 1973

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... MAR 14 1973

The applicant Robert L. Gardner  
of Lund, County of \_\_\_\_\_,  
State of Nevada, hereby make<sup>s</sup> application for permission to appropriate the public  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground  
Name of stream, lake or other source.

2. The amount of water applied for is 3.0 c.f.s. second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for irrigation and domestic  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated). 170 ± acres

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 19, T.12N.,  
R.62E., M.D.B.&M., or at a point from which the SW corner of said  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
Section 19 bears S. 87° 37' W. 955.0'  
it should be stated.

6. Place of use NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$  Section 30,  
Describe by legal subdivision, if on unsurveyed land it should be so stated.  
S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 19, T.12N., R.62E., M.D.B.&M.

7. Use will begin about 1st April and end about 1st October, of each year.  
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans  
and specifications of your diversion or storage works.) Through ditches

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works. \$5,000
10. Estimated time required to construct works 3 years
11. Estimated time required to complete the application to beneficial use. 5 years
12. Remarks This Application is made to cover all lands stated in  
question 6 that is not presently covered under Cert. No. 4000

Applicant Robert L. Gardner

By s/ Richard W. Forman

Compared JW/bs ga/jw Richard W. Forman (agent)  
P. O. Box 150  
Ely, Nevada 89301

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.9 cubic feet per second, but not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before August 11, 1973

Proof of commencement of work shall be filed before September 11, 1973

Work must be prosecuted with reasonable diligence and be completed on or before August 11, 1973

Proof of completion of work shall be filed before September 11, 1973

Application of water to beneficial use shall be made on or before August 11, 1974

Proof of the application of water to beneficial use shall be filed on or before September 11, 1974

Map in support of proof of beneficial use shall be filed on or before September 11, 1974

Commencement of work filed SEP 28 1973  
Completion of work filed SEP 28 1973  
Proof of beneficial use filed JAN 7 1977  
Cultural map filed JAN 7 1977  
Certificate No. 9218 Issued 4-22-78  
Recorded Bk Page  
County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD,  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 11th day of June,

A.D. 19 73

Roland D. Westergard  
State Engineer